

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re the Application of:	)	
	)	<b>Group Art Unit:</b> 3643
<b>Michael J. Masterson</b>	)	
	)	<b>Examiner:</b> Ark, Darren W.
<b>Serial No.:</b> 10/826,905	)	
	)	
<b>Filed:</b> April 15, 2004	)	
	)	
<b>For: APPARATUS AND METHOD FOR</b>	)	
<b>MONITORING TERMITE ACTIVITY</b>	)	
	)	

---

**RESPONSE TO OFFICE ACTION**

**AND**

**STATEMENT OF STATUS AND SUPPORT FOR CLAIM CHANGES  
UNDER 37 C.F.R. § 1.173(C)**

Commissioner for Patents  
PO Box 1450  
Alexandria, VA 22313-1450

Sir:

Applicant hereby responds to the Office Action dated  
February 25, 2009.

In the Office Action, certain informalities in the prior  
filed amendments have been indicated, and the claims have been  
rejected on the basis of a defective reissue oath. Each of  
these issues is addressed in the following.